

HOUSE BILL No. 1200

DIGEST OF INTRODUCED BILL

Citations Affected: IC 32-31-1-21.

Synopsis: Flood plain disclosure requirements. Removes the inclusion of basements from rental structures that are required to be disclosed as being in a flood plain.

Effective: July 1, 2010.

**Smith M, Cheatham, Hinkle,
Bischoff**

January 7, 2010, read first time and referred to Committee on Natural Resources.

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Second Regular Session 116th General Assembly (2010)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2009 Regular and Special Sessions of the General Assembly.

HOUSE BILL No. 1200

A BILL FOR AN ACT to amend the Indiana Code concerning property.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 32-31-1-21, AS ADDED BY P.L.27-2009,
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2010]: Sec. 21. (a) This section applies to rental agreements
4 entered into or renewed after June 30, 2009, for residential,
5 agricultural, and commercial property.
6 (b) If the lowest floor of a structure ~~including a basement~~, that is the
7 subject of a rental agreement is at or below the one hundred (100) year
8 frequency flood elevation, as determined by:
9 (1) the department of natural resources;
10 (2) the Federal Emergency Management Agency's (FEMA) Flood
11 Insurance Rate Maps; or
12 (3) FEMA approved local flood plain maps;
13 the landlord shall clearly disclose in a landlord-tenant rental agreement
14 that the structure is located in a flood plain.



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